

## AMENDMENTS TO THE CLAIMS

Claim 1 (currently amended): A device for ablating a tissue in an individual comprising:

an actuator ~~an abrasive member~~ having an inferior surface adapted to contact an abrasive material delivered deliverable onto a tissue ~~via a container operably connected to said device or adapted to contact a tissue with an abrasive material attached to said abrasive member during ablation;~~

[[a]] means for driving ~~to drive~~ said abrasive member actuator at a high frequency,

a container operably connected distally to the device having an opening therethrough adapted to deliver an abrasive material therein to the tissue or to collect ablated tissue or other biomolecule therein from an ablation site on the tissue;

~~said abrasive material;~~

~~means to collect a tissue or biochemical sample during ablation, wherein said means is operably connected to said device; and~~

~~means to deliver a reservoir adapted to contain a pharmaceutical to a tissue during ablation thereof, wherein said pharmaceutical is in a separate container operably connected to said device; and~~

a permeable membrane adapted to controllably release said pharmaceutical.

Claim 2 (original): The device of claim 1, further comprising a housing means.

Claim 3 (canceled).

Claim 4 (original): The device of claim 1, wherein said tissue is membranous or non-membranous.

Claim 5 (original): The device of claim 4, wherein said membranous tissue is the stratum corneum.

Claim 6 (original): The device of claim 5, wherein said non-membranous tissue is bone.

Claim 7 (canceled).

Claim 8 (currently amended): The device of claim 1, wherein said ~~driving~~ means for driving said actuator is a piezoelectric actuator, a solenoid, ~~a pressurized gas~~, or a voice-coil.

Claims 9-13 (canceled).

Claim 14 (original): The device of claim 1, wherein said abrasive material is biologically inert particles.

Claim 15 (original): The device of claim 14, wherein said abrasive has a particle size of about 30 microns to about 120 microns.

----- Claim 16 (original): The device of claim 15, wherein said abrasive has a -----  
particle size of about 50 microns to about 90 microns.

Claim 17 (original): The device of claim 14, wherein said abrasive is diamond, aluminum oxide, carborundum, or ice.

Claim 18 (original): The device of claim 1, wherein said abrasive further comprises a lubricant.

Claim 19 (original): The device of claim 18, wherein said lubricant is water, a hydrogel, a lipid, aqueous carbohydrate, petrolatum, or glycerol or a combination thereof.

Claim 20 (canceled)

Claim 21 (previously presented): The device of claim 1, wherein said pharmaceutical is an anesthetic, nitroglycerin, an anti-nauseant, an antibiotic, a hormone, a steroidal antiinflammatory agent, a non-steroid antiinflammatory agent, a chemotherapeutic agent, an anti-cancer agent, an immunogen, an anti-viral agent or an anti-fungal agent, or a diagnostic material.

Claim 22 (original): The device of claim 21, wherein said antibiotic is tetracycline, streptomycin, sulfa drugs, kanamycin, neomycin, penicillin, or chloramphenicol.

Claim 23 (original): The device of claim 21, wherein said hormone is parathyroid hormone, growth hormone, gonadotropins, insulin, ACTH, somatostatin, prolactin, placental lactogen, melanocyte stimulating hormone, thyrotropin, parathyroid hormone, calcitonin, enkephalin, or angiotensin.

Claim 24 (original): The device of claim 21, wherein said anesthetic is lidocaine, bupivocaine, tetracaine, morphine, or fentanyl.

Claim 25 (original): The device of claim 21, wherein said immunogen is a vaccine.

Claim 26 (previously presented): The device of claim 1, wherein said abrasive is a crystallized pharmaceutical or is a powdered pharmaceutical.

Claim 27 (canceled).

Claim 28 (previously presented): The device of claim 26, wherein said crystals are frozen.

Claim 29-33 (canceled).

Claim 34 (currently amended): The device of claim 1, further comprising:

a ~~control~~ means for controlling to monitor feedback monitoring of a change in  
~~about~~ an electrical property of said tissue during ablation, said ~~control~~ means for controlling  
including comprising:

at least one first active electrode in electrical contact at a site of interest on said  
tissue;

a second return electrode in electrical contact distal to said first electrode at the  
site of interest;

an optional electrically conductive fluid interface between said first and second  
electrodes and the site of interest on said tissue; and

a controller to monitor an electrical current between said first electrode and  
said second electrode, said controller further comprising a microprocessor.

Claim 35 (original): The device of claim 34, wherein said first electrode(s)  
and said second electrode and an electrolyte in body fluid in said tissue comprise a galvanic  
cell.

Claim 36 (original): The device of claim 34, wherein said property is electrical  
impedence, electrical conductance, hydration, pH, or an endogenous electrical signal.

Claim 37 (original): The device of claim 36, wherein said endogenous  
electrical signal is generated by a heartbeat or by brain activity of the individual.

Claims 38-42 (canceled).

Claim 43 (currently amended): The device of claim 1, further comprising:

a ~~control~~ means for controlling to monitor feedback monitoring of a change in  
~~about~~ an optical property of said tissue during ablation, said ~~control~~ means for controlling  
including comprising:

at least one source of radiant energy directed at a site of interest on said tissue;

a light detector having optics with which to image said tissue thereon; and

a controller to monitor the radiant energy source and the light detector and to analyze data received from the light detector, said controller further comprising a microprocessor.

Claim 44 (original): The device of claim 43, wherein said optical property is fluorescence or reflectance.

Claims 45-49 (canceled).

Claim 50 (currently amended): The device of claim 1, further comprising:

a ~~control~~ means for controlling to monitor feedback monitoring of a change in about a thermal property of said tissue during ablation, said ~~control~~ means for controlling including comprising::

at least one source of infrared energy directed at a site of interest on said tissue;  
an infrared detector having optics with which to measure infrared emission from said tissue thereon; and

a controller to monitor the infrared energy source and the infrared detector and  
~~to analyze data received from the light detector, said controller further comprising a~~  
microprocessor.

Claim 51 (original): The device of claim 50, wherein said thermal property is thermal diffusivity and thermal conductivity.

Claim 52-69 (canceled).